

Penalty for failure of officer to perform duty.

SEC. 4. Any warden, sheriff, city marshal, or chief of police who shall neglect, fail, or refuse to discharge and perform the duty imposed upon him by this act, without just cause or excuse, may be suspended and removed from office as provided by law.

Approved April 8, 1896.

CHAPTER 106.

H. F. 39.

AN ACT repealing section 3959 of the Code of Iowa, and enacting a substitute therefor, relative to breaking jail.

*Be it enacted by the General Assembly of the State of Iowa:*

Sec. 3959 of code repealed.

SECTION 1. That section thirty-nine hundred and fifty-nine be and the same is hereby repealed, and the following enacted in lieu thereof.

Offense for breaking and escaping from jail.

“If any person confined in a county jail upon any criminal charge, either before or after conviction for a criminal offense, break such jail and escape therefrom, he shall be imprisoned in such jail not exceeding one year, and fined not exceeding three hundred dollars;

If convicted of original charge, imprisonment to begin on completion of sentence for jail breaking.

*Provided*, that when such jail breaking occurs during incarceration after conviction or before trial for a criminal offense whereof he is afterwards convicted, in either of such cases, the sentence to commence from and after the expiration of the sentence upon the original charge.

Approved Mar. 17, 1896.

CHAPTER 107.

S. F. 37.

AN ACT to amend section 2178 of the Code, in relation to the sale of property by carriers and others for charges.

*Be it enacted by the General Assembly of the State of Iowa:*

Sec. 2178 of code amended.

SECTION 1. That section 2178 of the Code of 1873 be so amended as to read as follows: That if any personal property shall for three months remain in possession, unclaimed, by any of the persons named in the preceding section, with the just and legal charges unpaid thereon, including car service, the person having charge of the same may, in case the whereabouts of the owner or consignee is not known, go before the nearest justice of the peace and make affidavit, stating the time and place where such property was received, the marks or brands by which same is designated, if any, and if not then such other description as may best answer the purposes of indicating what the property is and shall state the probable value of the same, to whom consigned, also the charges paid thereon, accompanied by a copy of the original receipt for such charges, and a copy of the bill of lading, if one was issued, also the other charges, if any due and unpaid, and

Unclaimed personal property with unpaid charges.

Owner unknown. Possession; furnish justice of peace with description of property with bill of charges.